

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office OCT 22 1986

Returned to applicant for correction

Corrected application filed Map filed OCT 22 1986 Under 50304

The applicant Western States Minerals Corporation

P. O. Box 29 of Elko City or Town
Street and No. or P.O. Box No.

Nevada 89801 hereby make S. application for permission to change the
State and Zip Code No.

Place of Use Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 48500
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

- The source of water is Underground
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 0.75 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Mining and Milling
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for Mining and Milling
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point SW $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 4) of Section 18, T 36 N, R 50 E,
Describe as being within a 40-acre subdivision of public survey and by course and
MDB & M., at a point from which the SW corner of Section 19, T 36 N, R 50 E,
distance to a section corner. If on unsurveyed land, it should be stated.
MDB & M., bears S 1 $^{\circ}$ 36' 20" W, 6404.64 feet.
- The existing permitted point of diversion is located within Same as above
If point of diversion is not changed, do not answer.
- Proposed place of use SE $\frac{1}{4}$ Sec. 13; SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 23; Sec. 24; E $\frac{1}{2}$ Sec. 25;
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Sec. 26; E $\frac{1}{2}$ E $\frac{1}{2}$ Sec. 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34; N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 35, T 36 N, R 49 E, MDB & M.,
Sec. 18; Sec. 19; Sec. 20; S $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 28; W $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ Sec. 29, Sec. 30; T 36 N;
R 50 E, MDB & M.
- Existing place of use SE $\frac{1}{4}$ Sec. 13; SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 23; Sec. 24; E $\frac{1}{2}$ Sec. 25;
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Sec. 26; E $\frac{1}{2}$ E $\frac{1}{2}$ Sec. 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34; N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 35; T 36 N, R 49 E, MDB & M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
Sec. 18; Sec. 19; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20; W $\frac{1}{2}$ W $\frac{1}{2}$ Sec. 29; Sec. 30, T 36 N, R 50 E, MDB&M.
- Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
- Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, Pipelines to Leach Mill and Storage
State manner in which water is to be diverted, i.e. diversion structure, ditches,
Ponds,
pipes and flumes, or drilled well, etc.
- Estimated cost of works \$75,000
- Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use: 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use of this well in combination with the waters of permit 45951, certificate 10592, permits 48498 and 48499 will not exceed 78,454,000 gallons per year, which is the total annual appropriation allowed under permit 45951 and certificate 10592.

By s/Alan S. Boyack
Alan S. Boyack, Agent
515 South Fifth Street
Elko, Nevada 89801

Compared jjk/bl pm/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 48500 is issued subject to the terms and conditions imposed in said Permit 48500 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 37985 (Certificate 10592), 45951, 50304, 50305, 50306 and 50307 shall not exceed 128.454 million gallons annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.75 cubic feet per second, but not to exceed 12.5 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 14, 1987

Proof of completion of work shall be filed before January 14, 1988

Application of water to beneficial use shall be made on or before December 14, 1988

Proof of the application of water to beneficial use shall be filed on or before January 14, 1989

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed _____ IN TESTIMONY WHEREOF, I PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed _____ my office, this 17th day of July

Cultural map filed _____

Certificate No. _____ Issued _____

2407 (Rev. 6-81)

A.D. 19 87

State Engineer

Abrogated By 54998

(PERMIT TERMS CONTINUED)

subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

